

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2016-CP-40-07647

Appellate Case No. 2018-000162

RECEIVED

Jul 07 2020

SC Court of Appeals

Meritage Asset Management, Inc.
d/b/a Century Glass Company.....Appellant

v.

Freeland Construction Company, Inc.
and South Carolina Military Department.....Respondents.

Of which South Carolina Military Department is the Respondent.

MOTION FOR SUBSTITUTION OF REPRESENTATION

The above-named Respondent, by and through the undersigned counsel, hereby respectfully moves this Court to substitute representation. Assistant Attorneys General C. Hunter Thomas Parkin and Wesley Aaron Vorberger are no longer employed with the South Carolina Attorney General's Office. Assistant Attorney General Leon David Leggett, S.C. Bar No. 104366, will represent the State of South Carolina alongside Harley L. Kirkland and W. Jeffrey Young going forward.

[Signature page to follow.]

Respectfully submitted,

BY: s/ L. David Leggett
LEON DAVID LEGGETT
Assistant Attorney General
S.C. Bar No. 104366
(803) 734-3177
Post Office Box 11549
Columbia, South Carolina 29211
ATTORNEY FOR RESPONDENT

JULY 7, 2020
COLUMBIA, SOUTH CAROLINA

STATE OF SOUTH CAROLINA
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CERTIFICATE OF SERVICE

I hereby certify that, in compliance with subsection (G)(3) of the Supreme Court’s Order regarding Operations of the Appellate Courts During the Coronavirus Emergency dated March 20, 2020, and numbered 2020-000447, I served the Motion for Substitution of Representation of the Respondent State of South Carolina on the Appellant in the above-captioned matter by emailing a copy of said document to:

Everett A. Kendall, II - rkendall@murphygrantland.com

Mr. William Harley Yarborough, Jr. – will@ctlawsc.com

A copy of the email is attached to this certificate.

[Signature page to follow.]

Respectfully submitted,

By: s/ L. David Leggett
LEON DAVID LEGGETT
Assistant Attorney General
S.C. Bar No. 104366
(803) 734-3177
Post Office Box 11549
Columbia, South Carolina 29211
ATTORNEY FOR RESPONDENT

JULY 7, 2020
COLUMBIA, SOUTH CAROLINA

David Leggett

From: David Leggett
Sent: Tuesday, July 7, 2020 2:25 PM
To: 'rkendall@murphygrantland.com'; 'will@ctlawsc.com'
Subject: Meritage Asset Management v. Freeland Construction - Motion to Substitute
Attachments: Meritage Asset Management v. Freeland Construction, Motion to Substitute Cover Letter (02320280xD2C78).pdf; Meritage Asset Management v. Freeland Construction, ROA Cover Page (02320274xD2C78).pdf; Meritage Asset Management v. Freeland Construction, Motion to Substitute (02320271xD2C78).pdf

Misters Kendall and Yarborough,

Attached to this email for service upon you is the Motion to Substitute Representation of the Respondent State of South Carolina, associated cover letter, and updated cover page for the Record on Appeal for *Meritage Asset Management, Inc. v. Freeland Construction Company, Inc.*, appellate case number 2018-000162.

I will attach this email to my Certificate of Service for filing with the Court pursuant to subsection (G)(3) of the Supreme Court's Order regarding Operations of the Appellate Courts During the Coronavirus Emergency, dated March 20, 2020, and numbered 2020-000447.

Sincerely yours,

L. David Leggett

Assistant Attorney General
Office of the Attorney General
State of South Carolina

Post Office Box 11549
Columbia, South Carolina 29211
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E-mail: DavidLeggett@SCAG.gov

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SC Court of Appeals



ALAN WILSON
ATTORNEY GENERAL

July 7, 2020

RECEIVED

Jul 07 2020

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Post Office Box 11629
Columbia, South Carolina 29211-1629

Re: *Meritage Asset Management, Inc. v. Freeland Construction*
Appellate Case Number: 2018-000162

Dear Ms. Kitchings:

Please find attached for filing a Motion for Substitution of Representation of the Respondent State of South Carolina and the associated Certificate of Service. I am not sending a filing fee because the State of South Carolina is exempt.

Pending the Court's entry of an order granting the Motion for Substitution of Representation of the Respondent State of South Carolina, I have attached an updated cover sheet for the Record on Appeal so that it will comply with South Carolina Appellate Court Rule 267.

Finally, please allow this letter to serve as the State's response to the Court's inquiry regarding possible dates for oral argument in this case. I have no conflicts for the proposed dates for oral argument in the above-referenced case.

Should you have any questions, please do not hesitate to contact me.

Sincerely yours,

L. David Leggett
Assistant Attorney General

cc: Everett Augustus Kendall, II, Esquire
William Harley Yarborough, Jr., Esquire